

Message Text

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PAGE 01 GENEVA 02687 01 OF 02 211815Z

ACTION IO-14

INFO OCT-01 ISO-00 DEAE-00 CIAE-00 INR-10 JUSE-00
NSAE-00 CTME-00 SNM-05 TRSE-00 USIA-15 NSC-05
OES-07 OMB-01 SS-15 HEW-06 DODE-00 L-03 AID-05
AF-10 ARA-14 EA-12 EUR-12 NEA-10 AGRE-00 /145 W
-----108731 211833Z /43

R 211805Z FEB 78

FM USMISSION GENEVA

TO SECSTATE WASHDC 6226

UNCLAS SECTION 01 OF 02 GENEVA 02687

E.O. 11652: N/A

TAGS: SNAR, UN

SUBJECT: COMMISSION ON NARCOTIC DRUGS: ITEM 5 -
IMPLEMENTATION OF TREATIES; ANNUAL REPORTS OF GOVERNMENTS

1. RATIFICATIONS AND ACCESSIONS TO THE TREATIES. TO DATE THERE ARE 110 PARTIES TO THE 1961 CONVENTION, 49 PARTIES TO THE 1971 CONVENTION AND 60 PARTIES TO THE 1972 PROTOCOL. DISCUSSION FOCUSED ON A NUMBER OF COUNTRIES WHICH INTENDED TO RATIFY 1971 CONVENTION. MOST IMPORTANT WERE UK, ITALY, IRAN. USSR STUDYING POSSIBILITY. FRANCE SUGGESTED THAT CND SHOULD FIND OUT IF DELAYS IN RATIFICATION ARE DUE TO ADMINISTRATIVE CONCERNS OR PRESSURES EXERTED BY MANUFACTURERS. SUPPORTED BY TUNISIA, MOROCCO, SPAIN AND SENEGAL. KENYA IS RELUCTANT TO BECOME PARTY BECAUSE MANY MAJOR MANUFACTURERS, ESPECIALLY IN WESTERN EUROPE, HAVE NOT DONE SO. IT APPEARS THAT STRONG US COMMITMENT TOWARD RATIFICATION IS HAVING A POSITIVE EFFECT ON OTHER MANUFACTURING COUNTRIES.

2. LEGAL ASSISTANCE. FALCO STATEMENT SUPPORTS PROVISION OF LEGAL AND ADMINISTRATIVE ASSISTANCE TO GOVERNMENTS TO HELP WITH TREATY IMPLEMENTATION. CALLS FOR UNCLASSIFIED

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PAGE 02 GENEVA 02687 01 OF 02 211815Z

CONTINUATION AND EXPANSION OF DIVISION AND BOARD SECRETARIAT ACTIVITIES IN THIS AREA. STATEMENT OFFERS TO SUPPLY PAPER ODAP IS HAVING PREPARED ON IMPLEMENTATION OF PSYCHOTROPIC CONVENTION. IN PRIVATE DISCUSSIONS WITH CANADIANS, DND AND WHO STAFF IT APPEARS THAT IT MAY BE PUBLISHED IN THE BULLETIN ON NARCOTICS.

3. TRANSFER OF SMALL QUANTITIES OF DRUG SAMPLES
SEIZED IN THE ILLICIT TRAFFIC. INCB AND UN LEGAL OFFICE
AGREE THAT THESE TRANSFERS ARE NOT INTERNATIONAL TRADE
AND ARE NOT SUBJECT TO IMPORT/EXPORT CONTROLS UNDER
ARTICLE 31 OF 1961 CONVENTION. THIS WOULD ALLOW
FASTER MOVEMENT AND BETTER ACTION AGAINST ILLICIT
TRAFFIC. USSR OBJECTS BECAUSE NO DEFINITION OF SMALL
QUANTITIES. NOT DIFFICULT TO USE ARTICLE 31 AND IT
COULD LEAD TO BREAKDOWN IN DRUG CONTROL. FRANCE AGREES
ON DEFINITION PROBLEM. FRG WANTS QUICKER TRANSFERS
AND OUTLINES PROCEDURE WHEREBY FOUR COPIES OF AN
AGREED UPON FORM WOULD BE SENT TO INTERESTED PARTIES.
FRG CALLS FOR A WORKING GROUP TO MEET DURING CND. UK,
MEXICO, FRANCE, ITALY, TURKEY SUPPORT BOARD AND LEGAL
OFFICE INTERPRETATION AND AGREE TO WORKING GROUP.
YUGOSLAVIA MOVES TO SUSPEND DISCUSSION AND FORM GROUP.
COMMISSION AGREES. JOHN CUSACK (DEA) ELECTED CHAIRMAN
OF WORKING GROUP WHICH MET 16 FEB P.M. GROUP AGREES TO
SUPPORT BOARD AND LEGAL OFFICE'S INTERPRETATION BUT
DOES NOT SET UP ANY FORMAL REPORTING SYSTEM OR
PROCEDUR, ALLOWING COUNTRIES TO DETERMINE FOR THEMSELVES
MEANS OF EFFECTING TRANSFERS.

4. CHANGES IN CONTROL. CND AGREES TO WHO RECOMMENDATIONS
TO INCLUDE SALTS OF PSYCHOTROPIC SUBSTANCES IN
SCHEMES I TO IV AND CONTROL ONLY SEVEN ISOMERS OF
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PAGE 03 GENEVA 02687 01 OF 02 211815Z

TETRAHYDROCANNIBINOLS.

5. EXEMPTIONS OF PREPARATIONS. CND APPROVES
SECRETARIAT REQUEST TO BE ALLOWED TO CONTACT GOVERNMENTS
REGARDING THEIR EXPERIENCES WITH PSYCHOTROPIC
SUBSTANCES PREPARATIONS EXEMPTED FROM SOME CONTROLS.
ALSO SUGGESTS THAT WHO AND DND START TO DEVELOP GENERAL
STANDARD GUIDELINES FOR CONTROL OF EXEMPTED PREPARATIONS.

6. PROHIBITION OF IMPORT/EXPORT. CND APPROVES
SECRETARIAT REQUEST TO BE ALLOWED TO CONTACT PARTIES TO
1971 CONVENTION TO FIND WHETHER THEY HAVE PROHIBITED
THE IMPORT OR EXPORT OF ANY PSYCHOTROPIC UNDER
ARTICLE 13.

7. WARNING LABELS AND ADVERTISING. ON THE BASIS OF THE
WHO REPORT A NUMBER OF DELEGATIONS COMMENTED ON THE
EFFECTIVENESS OF WARNING LABELS FOR DOCTORS AND PATIENTS.
CONSENSUS WAS THAT THERE WAS NOT ENOUGH KNOWN REGARDING
THEIR USEFULNESS. CHAIRMAN SUGGESTED THAT WHO INFORM
GOVERNMENTS OF THEIR RECOMMENDATIONS (FOUND IN MNL/78/1)
ALTHOUGH THERE WAS NO TREATY OBLIGATION TO FOLLOW THEM.

8. DRUGS IN FIRST-AID KITS. US DELEGATION CALLED FOR

COMBINATION OF GUIDELINES RELATING TO NARCOTICS AND PSYCHOTROPICS AND REQUEST THE SECRETARIAT TO PRESENT CLEAR RECOMMENDATIONS AT NEXT SESSION AFTER INTER-NATIONAL CONSULTATION. CHAIRMAN AGREES.

9. RESOURCES. US DELEGATION CALLS FOR GREATER RESOURCES FROM REGULAR BUDGET TO PERFORM ADDITIONAL REGULAR DUTIES UNDER CONVENTION. USSR WANTS ALL NEW INITIATIVES HANDLED WITHIN EXISTING RESOURCES.

10. ANNUAL REPORTS OF GOVERNMENTS. REPORT DESCRIBES TRENDS IN 1976 IN THE FOLLOWING AREAS: PARTICIPATION

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PAGE 01 GENEVA 02687 02 OF 02 211816Z
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OES-07 OMB-01 SS-15 HEW-06 DODE-00 L-03 AID-05
AF-10 ARA-14 EA-12 EUR-12 NEA-10 AGRE-00 /145 W
-----108734 211832Z /43

R 211805Z FEB 78
FM USMISSION GENEVA
TO SECSTATE WASHDC 6227

UNCLAS SECTION 02 OF 02 GENEVA 02687

IN INTERNATIONAL TREATIES (SEE ABOVE), LAWS AND REGULATIONS (30 PERCENT OF ALL STATES REPORTING ENACTED NEW DRUG LAWS), ADMINISTRATIVE ARRANGEMENTS (MORE CENTRAL COORDINATING BODIES), PRODUCTION (NO CHANGE), MANUFACTURE (INCREASED NUMBER BUT WITH IMPROVED CONTROLS), DOMESTIC AND INTERNATIONAL TRADE (SATISFACTORY CONTROL), PROHIBITIONS (AMPHETAMINES IN TURKEY AND UPPER VOLTA AND NARCOTICS CULTIVATION IN SE ASIA) AND LEGAL AND SOCIAL MEASURES (MORE COUNTRIES TREAT DRUG OFFENSES IN SPECIAL COURTS, 60 PERCENT REPORTING ALLOW TREATMENT AND REHABILITATION IN LIEU OF OR IN ADDITION TO PUNISHMENT). DEBATE CENTERED ON ADDITIONAL LEGAL AND CONTROL MEASURES TAKEN IN COUNTRIES NOT REPORTED IN DOCUMENT. SOUTH AFRICA, SENEGAL, HUNGARY, LEBANON, ITALY, UK, USSR, ARGENTINA AND TURKEY SPOKE. MOST INTERESTING COMMENTS CONCERNED THE SOVIET PROTEST OF THE INCLUSION OF THE FEDERAL HEALTH OFFICE IN WEST BERLIN IN THE LIST OF INSTITUTIONS WHICH COULD PUBLISH CERTAIN DOCUMENTS

AND THE TRIPARTITE RESPONSE (THIS IS DISCUSSED IN
SEPTEL) AND ARGENTINA'S POINTING OUT THAT THE DOCUMENT
LISTING THE FALKLAND ISLANDS SHOULD ONLY USE THE
SPANISH TERM, MALVINAS. VANDEN HEUVEL

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Message Attributes

Automatic Decaptoning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: NARCOTICS, DRUGS, ANNUAL REPORTS
Control Number: n/a
Copy: SINGLE
Draft Date: 21 feb 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 jan 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978GENEVA02687
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780078-0496
Format: TEL
From: GENEVA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780234/aaaabcfv.tel
Line Count: 173
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: ab0661d3-c288-dd11-92da-001cc4696bcc
Office: ACTION IO
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 31 mar 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3539256
Secure: OPEN
Status: NATIVE
Subject: COMMISSION ON NARCOTIC DRUGS: ITEM 5 - IMPLEMENTATION OF TREATIES; ANNUAL REPORTS OF GOVERNMENTS
TAGS: SNAR, UN
To: STATE
Type: TE
vdkvgwkey: odbc://SAS/SAS.dbo.SAS_Docs/ab0661d3-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014